

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS**

DIVISION: LUFKIN	§	DATE: 6/24/22
	§	
DISTRICT JUDGE: MICHAEL J. TRUNCALE	§	COURT REPORTER: April Hargett
	§	
RODNEY MAHAN, ET AL	§	CIVIL NO.: 9:20CV119
<u>Plaintiff</u>	§	
	§	C/R DEPUTY: Jill Veazey
DEPARTMENT OF PUBLIC SAFETY, ET AL	§	
<u>Defendant</u>		

Begin: 8:44, 1:58
Adjourn: 12:19, 3:09
Total Time in Court: 4 HR 36 MINS

Attorneys for Plaintiff: Tanner Franklin, Sean Hightower
Attorneys for Defendant: Penelope Maley, Jason Bramow, David Shatto

THIS DAY CAME THE PARTIES BY THEIR ATTORNEYS AND THE FOLLOWING
PROCEEDINGS WERE HAD: DAY 4 JURY TRIAL

8:44 Court begins. Jury present. Mr. Franklin addresses Court. Pltf Exhibit 21 marked & admitted.

8:46 Mr. Franklin calls Joel Barton to testify. Witness sworn. Direct by Mr. Franklin.

9:13 Pltfs Exhibit 30 marked & admitted. 9:15 Pltfs Exhibit 31 marked & admitted.

9:25 Cross-Exam by Ms. Maley.

9:36 Re-Direct by Mr. Franklin. 9:39 Re-Cross by Ms. Maley.

9:39 Witness excused. Mr. Franklin calls Sharon Barton to testify.

9:41 Witness sworn. Direct by Mr. Franklin. 9:47 Witness excused.

Mr. Franklin calls Lauren Barton to testify. Witness sworn. Direct by Mr. Franklin.

10:02 Witness excused. Court recessed.

10:24 Court resumed. Mr. Franklin calls John Riggins to testify. Witness sworn. Direct by Mr. Franklin.

11:10 Cross-Exam by Mr. Bramow. 11:13 Deft Exhibit 9 marked & admitted.

11:22 Witness excused. Mr. Franklin calls Moriah Riggins to testify. Side-Bar held.

11:23 Court addresses parties. Witness sworn. Direct by Mr. Franklin. 11:35 Witness excused.

11:36 Mr. Franklin calls Weston Riggins to testify. Witness sworn. Direct by Mr. Franklin.

11:39 Witness excused. Pltf Exhibit 19 marked & admitted. Deft Exhibit 10 marked & admitted.

11:42 Plaintiff Rest. Side-bar held.

11:43 Court addresses jury. Jury recessed.

11:45 Mr. Shatto addresses Court and states motion for judgment as a matter of law.

12:04 Mr. Franklin responds. 12:10 Mr. Shatto responds. 12:14 Mr. Franklin responds.

12:15 Mr. Shatto responds. Mr. Franklin responds.

12:19 Court denies motion. 12:23 Court recessed.

1:58 Court resumed. Ms. Maley calls James Brazil to testify. Witness sworn. Direct by Ms. Maley.

2:15 Cross-Exam by Mr. Hightower.

2:35 Witness excused. Defendant Rest. Court addresses jury. 2:40 Jury recessed.

Mr. Franklin and Mr. Bramow address the Court.

2:44 Court recessed. 2:57 Court resumed. Court addresses the parties.

2:57 Court holds charge conference. Parties respond.

3:00 Mr. Shatto re-urges motion for judgment of matter of law. Mr. Franklin responds.

3:05 Court denies motion. Court addresses parties.

3:09 Court adjourned.

DAVID O'TOOLE, CLERK

/s/ *Jill Veazey*
Deputy Clerk